IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 213 OF 2004

IN

FAMILY COURT APPEAL NO. 134 OF 2004

Office Notes, Office Memoranda of : coram, appearances, Court's Orders: or directions and Registrar Orders:	Court's or Judge's orders

Mr.N.Y. Gupte for the petitioner.

Mr.R.T. Lalwani for the respondent.

CORAM : H.L. GOKHALE &
R.S. MOHITE, JJ.

DATE : 7TH DECEMBER 2004

P.C. :

1. Heard Mr.Gupte for the petitioner in support of this application. Mr.Lalwani appears for the respondent.

2. There will be an interim stay of the decree of divorce in terms of prayer (a) as sought in the Civil Application.

3. As far as the maintenance is concerned, we do not propose to enhance it. The respondent will continue to

pay the amount of Rs.3,900/- per month as he has been paying it regularly.

4. As far as the additional expenses in respect of tuition fees, as directed by the learned Judge, are concerned, we quantify them at Rs.12,000/- annually for each child. As far as the elder son is concerned, he is in Std. XI. For him, the respondent husband will pay Rs.12,000/- for the present academic year by the end of April 2005 and for Std. XII, wherein he will enter sometime in June 2005, another amount of Rs.12,000/- will be paid by the end of July 2005. As far as the younger son is concerned, he is presently in Std. VIII. For him, the amount of Rs.12,000/- will be paid in July 2005 and for the tuition fees for Std. IX, and another amount of Rs.12,000/- will be paid by the end of July 2006.

5. There is another prayer for payment of society charges. As far as arrears of society charges are

concerned, we are not making any order. However, as far as the society charges to be paid hereafter is concerned, from January 2005 onwards the respondent will pay half the amount of the maintenance charges. We are told that the monthly maintenance comes to Rs.1200/-. The respondent husband will pay Rs.600/- by 10th of each month beginning with January 2005. This will be over and above the amount of Rs.3,900/- which is directed towards the maintenance.

6. Civil Application stands disposed of with the above order.

(H.L. GOKHALE, J.)

(R.S. MOHITE, J.)